

Serial No. 36637

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

-FEB-7-1979- NEW PRIORITY DATE: DEC 13 1990

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

Map filed.....

FEB 7 1979

The applicant..... ERGS, Inc......P.O. Box 285

Street and No. or P.O. Box No.

of Silver Springs

City or Town

Nevada 89429

State and Zip Code No.

, hereby make application for permission to change the

Place of Use.....

of water heretofore appropriated under Permit No. 26926

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is underground.....  
Name of stream, lake or other source.2. The amount of water to be changed 3.0.....  
Second feet, acre feet.3. The water to be used for quasi-municipal subdivision and domestic.....  
If for stock state number and kind of animals.4. The water heretofore used for quasi-municipal subdivision and domestic.....  
If for stock state number and kind of animals.5. The water is to be diverted at the following point WELL No. 2 - Permit No. 26926: In  
the SE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 25, T.18N, R.24E, MDB&M., from which the East  $\frac{1}{4}$   
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be  
corner of said Section 25 bears S41°-30'30"E, 1629.00 feet.  
stated.6. The existing point of diversion is located within same

If point of diversion is not changed, do not answer.

7. Proposed place of use See Attachment "A".....  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.8. Existing place of use WELL No. 2 - Permit No. 26926: S $\frac{1}{2}$  Section 26; Section  
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.  
25, T.18N, R.24E, and portions of Section 19 and Section 30, T.18N,  
R.25E, MDB&M.9. Use will be from January 1 to December 31 of each year.  
Day and Month Day and Month10. Use has been from January 1 to December 31 of each year.  
Day and Month Day and Month11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) pump, motor, well and lines of  
State manner in which water is to be diverted, whether by dam or other works,  
various sizes.  
whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works.....\$50,000.....
13. Estimated time required to construct works.....completed.....
14. Estimated time required to complete the application of water to beneficial use.....10 years.....
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....See map under Permit No. 26926 for the existing place of use.....

Compared.....LP/ha.....ja/sj..... Applicant.....ERGS, INC.....

By s/ George F. Peek  
P.O. Box 285  
Silver Springs, Nevada 89429

APPROVAL..... OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of the waters of an underground source as heretofore granted under Permit 26926 is issued subject to the terms and conditions imposed in said Permit 26926 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined duty of water under this permit and Permits 36634, 36635, 36636, 36638, 36639, and 36640 shall not exceed 1.096 billion gallons annually.

CANCELLED ~~APPROVED~~ MAY 08 1995 BECAUSE OF FAILURE  
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT  
*Michael J. Newman* Bk. 67E ENGINEER

See Judge Recanzone's Order  
dated 8/26/96 Cancellation  
of a portion rescinded.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....3.0.....cubic feet per second, but not to exceed 707.7 million gallons annually.

Actual construction work shall begin on or before.....April 26, 1980.....

Proof of commencement of work shall be filed before.....May 26, 1980.....

Work must be prosecuted with reasonable diligence and be completed on or before.....April 26, 1980.....

Proof of completion of work shall be filed before.....May 26, 1980.....

Application of water to beneficial use shall be made on or before.....August 26, 1984.....

Proof of the application of water to beneficial use shall be filed on or before.....September 26, 1984.....

Map in support of proof of beneficial use shall be filed on or before.....September 26, 1984.....

Commencement of work filed.....JUN 23 1980..... IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN  
Completion of work filed.....JUN 23 1980..... State Engineer of Nevada, have hereunto set my hand and the seal of  
Proof of beneficial use filed..... my office, this 26th day of FEBRUARY  
Cultural map filed..... A.D. 19 80  
Certificate No..... Issued..... *William J. Newman*  
Recorded ~~APPROVED~~ DEC 05 1990 Bk. Page BECAUSE OF FAILURE  
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT  
*Michael J. Newman* Bk. 67E STATE ENGINEER

By 60750 0-07

Can. recorded 8-12-91

## ATTACHMENT "A"

7. PROPOSED PLACE OF USE: Permit Nos. 27248, 26926, 26927, 27247, 35142.

$W\frac{1}{2}$  SE $\frac{1}{4}$  NE $\frac{1}{4}$ ; N $\frac{1}{2}$  NW $\frac{1}{4}$ ; N $\frac{1}{2}$  S $\frac{1}{2}$  NW $\frac{1}{4}$ ; SW $\frac{1}{4}$  SW $\frac{1}{4}$  NW $\frac{1}{4}$ ;  
 SE $\frac{1}{4}$  SE $\frac{1}{4}$  NW $\frac{1}{4}$ ; S $\frac{1}{2}$  N $\frac{1}{2}$  SW $\frac{1}{4}$ ; NW $\frac{1}{4}$  NW $\frac{1}{4}$  SW $\frac{1}{4}$ ; NE $\frac{1}{4}$  NE $\frac{1}{4}$  SW $\frac{1}{4}$   
 All in Section 24, T.18N, R.24E., M.D.B&M.

NE $\frac{1}{4}$ ; SE $\frac{1}{4}$ ; SW $\frac{1}{4}$  All in Section 25, T.18N., R.24E, M.D.B&M.

NW $\frac{1}{4}$ ; N $\frac{1}{2}$  SW $\frac{1}{4}$ ; SW $\frac{1}{4}$  SW $\frac{1}{4}$  All in Section 36, T.18N, R.24E, M.D.B&M.

NW $\frac{1}{4}$ ; SE $\frac{1}{4}$  SE $\frac{1}{4}$  All in Section 35, T.18N., R.24E, M.D.B&M.

NW $\frac{1}{4}$ ; SW $\frac{1}{4}$  All in Section 34, T.18N, R.24E, M.D.B&M.

S $\frac{1}{2}$ ; All in Section 26, T.18N, R.24E, M.D.B&M.

SE $\frac{1}{4}$  of Section 18, T.18N, R.25E, M.D.B&M.

Portions of Section 19, T.18N, R.25E, M.D.B&M.

Section 30, T.18N, R.25E, M.D.B&M.

